

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**DAVID HACKER, et al.,**

**Plaintiffs,**

**v.**

**Civil Action 2:16-cv-232  
Judge James L. Graham  
Magistrate Judge Jolson**

**BELMONT COUNTY COMMISSIONERS, et al.,**

**Defendants.**

**ORDER AND REPORT AND RECOMMENDATION**

Plaintiffs have filed a renewed motion for leave to file an amended complaint, seeking to “join an additional party” and “remove certain claims.” (Doc. 34 at 1). Plaintiffs indicate that Defendants do not oppose the motion. (*Id.*). Rule 15(a)(2) of the Federal Rules of Civil Procedure provides that, when a party must seek leave of court to amend a pleading, “[t]he court should freely give leave when justice so requires.” For good cause shown, and in light of the federal policy in favor of liberal amendment, the unopposed motion for leave to file an amended complaint is GRANTED. (Doc. 34). The Clerk should file Exhibit A to Doc. 34 as the amended complaint. In light of the filing of the amended complaint, the Court recommends that the Motion for Judgment on the Pleadings be DENIED as MOOT (Doc. 18).

IT IS SO ORDERED.

Date: September 6, 2016

/s/ Kimberly A. Jolson  
KIMBERLY A. JOLSON  
UNITED STATES MAGISTRATE JUDGE